

In the United States Patent and Trademark Office

Batch Number: Q91
 Serial Number: 08/338,489
 Appn. Filed: 18 November 1994
 Applicant(s): Staggs, Jeff J.
 Appn. Title: Antifungal Botanic Extracts and Related Compounds (formerly)
 Therapeutic Uses of Pungent Botanicals and Their Related Compounds.

PCT/US93/04763 (CIP)
 Int. Filing: 19 May 1993

Art Unit: 1614
 Examiner: Weddington, Kevin

Mailed 1st November 1999
 At Denver, Colorado

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**Request for Refund of Excess Claim Fees
 37 CFR 1.126**

Office of Finance Refund Section BOX 16
 Commissioner of Patents and Trademarks
 Washington, District of Columbia 20231

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Sir:

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Applicant respectfully request refund of \$2111.00 in excess claim fees resulting from Applicant cancellation of non-elected claims subsequent to Examiner restriction requirement (mailed May 26, 1998).

Enclosed are exact duplicates of:

PRELIMINARY AMENDMENT C (pages 1 - 3) with return post card stamped July 01, 1998 of record in response to the Office letter mailed May 26th, 1998 requirement to restrict, wherein Applicant requested refund of \$2111.00 overpayment of excess claim fees (see REMARKS page 2) which was not acted upon by the Office.

AMENDMENT D (pages 1 - 3, & 9) signed January 23, 1999 with Certificate of Mailing signed January 23, 1999 and return post card of record which paid for new claims added, and again requested refund of \$2111.00 overpayment of excess claim fees (see REMARKS page 2) which was not acted upon by the Office.

NOTICE OF ALLOWABILITY PTOL-37 (mailed March 26, 1999) responsive to AMENDMENT D above wherein all claims (1 - 10, 35, and 51 - 58 renumbered 1 - 19) were allowed.

The issue fee has been paid, and the case is now in issue.

Applicant submits the above as evidence of \$2111 overpayment of excess claim fees and requests refund accordingly.

Respectfully,

Jeff J. Staggs 11/01/99

Jeff J. Staggs
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Certificate of Mailing

I certify that this correspondence will be deposited with the United States Postal Service as first class mail with proper postage affixed in an envelope addressed to: "Commissioner of Patents and Trademarks, Washington, DC 20231" on November 1st, 1999.

Jeff J. Staggs 11/01/99

Jeff J. Staggs, Applicant

Date

MAR 08 2000

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